

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Judiciary, to which was referred Engrossed Senate Joint Resolution No. 1, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said joint resolution be AMENDED as follows:

- 1 Page 2, line 26, delete "Three (3) individuals" and insert "**One**
- 2 **individual**".
- 3 Page 2, line 32, delete "The" and insert "**At least one of the**".
- 4 Page 2, line 33, delete "may" and insert "**shall**".
- 5 Page 2, line 33, strike "not".
- 6 Page 2, between lines 36 and 37, begin a new line block indented
- 7 and insert:
- 8 **"(4) One citizen of Indiana appointed by the President Pro**
- 9 **Tempore of the Senate.**
- 10 **(5) One citizen of Indiana appointed by the Speaker of the**
- 11 **House of Representatives."**
- 12 Page 3, line 8, delete "members." and insert "**member.**".
- 13 Page 4, line 9, delete "Section 10.5. (a) A Justice of" and insert
- 14 **"Section 10.5. (a) A Justice of the Supreme Court or Judge of the**
- 15 **Court of Appeals may serve until July 1 of the tenth year after the**
- 16 **Justice's or Judge's:**
- 17 **(1) appointment is confirmed under section 10 of this article;**
- 18 **or**
- 19 **(2) retention is confirmed under this section.**
- 20 **(b) If a Justice or Judge wishes to serve an additional term, the**
- 21 **Justice or Judge must apply to the Senate for retention as provided**

1 by law.

2 (c) A Justice or Judge shall be retained in office unless at least
3 sixty percent of the members elected to the Senate vote not to retain
4 the Judge or Justice in office under rules adopted by the Senate.

5 (d) If a Judge or Justice fails to apply to the Senate for
6 retention as provided by law, or if at least sixty percent of the
7 members of the Senate vote against the retention of the Justice or
8 Judge in office:

9 (1) the term of the Judge or Justice expires as provided in
10 subsection (a);

11 (2) the Judge or Justice may not continue in office; and

12 (3) the office shall be filled as a vacancy by another
13 individual as provided in section 10 of this article."

14 Page 4, delete lines 10 through 42.

15 Page 5, delete lines 1 through 2.

16 Page 5, line 15, after "(a)" insert "A Justice or Judge may be
17 removed from office under this section, Article 6, Section 7, or
18 Article 6, Section 8.

19 (b)".

20 Page 5, line 18, delete "(b)" and insert "(c)".

21 Page 5, line 26, delete "(c)" and insert "(d)".

22 Page 5, line 40, delete "(d)" and insert "(e)".

23 Page 6, line 12, delete "(e)" and insert "(f)".

24 Page 6, line 17, delete "(f)" and insert "(g)".

- 1 Page 6, line 25, delete "(g)" and insert "**(h)**".
- 2 Page 6, line 28, delete "(h)" and insert "**(i)**".
- 3 Renumber all SECTIONS consecutively.
(Reference is to SJR 1 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 1.

Senator Bray,

Chairperson